THE HON'BLE MR JUSTICE V.V.S.RAO

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WRIT PETITION No.533 of 2006

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Dated:06.1.2006

Between:

Smt.G.Lakshmamma, W/o.Maddaiah

And others

..... PETITIONERS

AND

The District Collector, Kurnool

and others

....RESPONDENTS

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.533 of 2006

ORDER:

The petitioners are residents of Sanjay Gandhi Nagar, Kurnool. They allege that they are the owners of residential houses in Sanjay Gandhi Nagar, Kurnool and they are in possession of the land for more than 25 years. They allege that the second respondent came to the premises on 26.12.2005 and tried to demolish the houses without issuing any prior notice and seeking reasons. Therefore, they filed the present writ petition *inter alia* praying for a direction to the respondents not to demolish the houses or dispossess them.

After obtaining instructions, the learned Standing Counsel for Kurnool Municipal Corporation and learned Assistant Government Pleader for Revenue (General) submit that the writ petition is filed on mere apprehension and that the officials of the Corporation never gone to the premises. In view of the submissions made by the learned Standing Counsel, this writ petition is disposed of observing that if the petitioners are in possession of the property and raised the houses as alleged, unless and until a notice is issued to the petitioners, the respondents cannot dispossess or demolish the petitioners' houses.

The writ petition, with the above observation, is dismissed as the same is filed on mere apprehension. No costs.

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(**V.V.S.RAO, J**)

January 06, 2006.

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